

PLEA/SENTENCING/DETENTION MINUTE SHEET
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO (AT LAS CRUCES)

CR 25-1107 GBW**UNITED STATES vs. ORTEGA-ATECOMILA**

Before The Honorable Gregory B. Wormuth, Chief United States Magistrate Judge

Hearing Date:	MAY 27, 2025	Time In and Out:	2:05-2:10 P.M./2:20-2:28 P.M. (2 MIN)	
Clerk:	KRISTIN SOLIS	Digital Recording:	LCR-ORGAN	
Defendant:	ALFREDO ORTEGA-ATECOMILA	Defense Counsel:	JOHN GRANBERG	
AUSA:	DEVON ARAGON MARTINEZ	Interpreter:	MARCELA RENNA/ ENITH VALDES ORTIZ	<input type="checkbox"/> Sworn <input type="checkbox"/> Waived

<input checked="" type="checkbox"/>	Defendant Sworn	<input type="checkbox"/>	First Appearance
<input type="checkbox"/>	Consent to proceed before a magistrate judge executed with full knowledge of meaning and effect.		
<input checked="" type="checkbox"/>	Deft acknowledges receipt of: Information		
<input type="checkbox"/>	If Deft proceeding by way of information, Deft acknowledges right to an indictment and waives that right.		
<input type="checkbox"/>	Terms and conditions of proposed plea agreement explained.	<input type="checkbox"/>	Defendant indicates understanding of its terms.
<input checked="" type="checkbox"/>	Factual predicate to sustain the plea provided.		
<input checked="" type="checkbox"/>	Deft questioned re Deft's age, education, physical/mental condition, and whether under the influence of alcohol, drugs, or any medication. Deft advised of charge(s), penalties and possible consequences of the plea.		
<input checked="" type="checkbox"/>	Deft advised of constitutional rights, loss of rights, and maximum possible penalties (including imprisonment, fine, supervised release, probation, SPA, restitution, and any forfeitures).		
<input checked="" type="checkbox"/>	Deft questioned re time to consult with attorney and if satisfied with his or her representation.		
<input checked="" type="checkbox"/>	Court finds Deft fully understands charge(s) and the consequences of entering a guilty plea to that charge (or those charges).		
<input checked="" type="checkbox"/>	Deft pleads GUILTY to: COUNT 1 OF THE INFORMATION		
<input checked="" type="checkbox"/>	Allocution by Deft on elements of charge(s).		
<input checked="" type="checkbox"/>	Court finds plea freely, voluntarily, and intelligently made; plea of guilty accepted.		
<input checked="" type="checkbox"/>	Deft adjudged guilty.		
<input type="checkbox"/>	Acceptance of plea agreement deferred until final disposition hearing by district judge.		
<input checked="" type="checkbox"/>	Sentence Imposed: TIME SERVED (as to count 1)		
<input checked="" type="checkbox"/>	Defendant in custody	<input checked="" type="checkbox"/>	Conditions changed to: O/R BOND

Other Matters: **DEFENSE COUNSEL MOVES COURT TO RE-OPEN DETENTION HEARING AND PROFFERS IN SUPPORT OF RELEASE; GOVERNMENT OPPOSES RELEASE AND REQUESTS DEFENDANT BE DETAINED AS A FLIGHT RISK.**
COURT RULING – COURT GRANTS MOTION TO RE-OPEN; COURT STATES THAT THE REMAINING CHARGES ARE FATALLY FLAWED.
COURT STATES, GIVEN THE WEAKNESS OF THE CASE, THE DEFENDAND SHOULD NOT BE DETAINED ANY FURTHER. COURT ORDERS DEFENDANT'S RELEASE ON OWN RECOGNIZANCE; ORDER WILL BE EFFECTIVE TOMORROW, 5/28/2025, AT 12:00 NOON.
GOVERNMENT CAN SEEK, BUT MUST RECEIVE A STAY FROM A DISTRICT JUDGE IF THEY WISH TO APPEAL.